



10/089,409

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: AIKOH, et al. Examiner: T. Dinh  
Serial No.: 10/089,409 Group Art Unit: 2653  
Filed: March 28, 2002 Docket: 10873.882USWO  
Title: MAGNETO-OPTICAL DISK WITH PROTECTIVE LAYER,  
AND OPTICAL DISK DEVICE (as amended)

CERTIFICATE UNDER 37 CFR 1.10

Express Mail mailing label number: ED 769615348 US

Date of Deposit: June 10, 2005

I hereby certify that the papers listed below are being deposited with the United States Postal Service Express Mail Post Office to Addressee service under 37 CFR 1.10 in an envelope addressed to: Mail Stop Application, Commissioner for Patents, P.O. Box 1450, Arlington, VA 22313-1450.

By:   
Name: Yuhgo Maruta

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  
(37 C.F.R. § 1.97(c))

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner. At least some of the references were recently cited in a Supplemental European Search Report mailed March 15, 2005. A copy of the search report is enclosed. The following five references, listed on the search report, were previously cited in an Information Disclosure Statement filed on May 28, 2002: EP 0 586 990, JP 2-239440, JP 5-36234, JP 63-113992 and JP 5-274739.

This statement should be considered because it is submitted after the mailing date of a first Office Action on-the-merits or a first Office Action after filing a Request for Continued Examination under 37 C.F.R. § 1.114 or a CPA under 37 C.F.R. § 1.53(d), but before the mailing date of: i) a final action under 37 C.F.R. § 1.113; ii) a Notice of

Allowance under 37 C.F.R. § 1.311; or iii) an action that otherwise closes prosecution on the application. No fee is due as this statement is submitted as certified below under 37 C.F.R. §1.97(e)(1) or (2) by the undersigned.

**Certification Under 37 C.F.R. §1.97(e)(1)**

In accordance with 37 C.F.R. §1.97(c) or §1.97(d), the undersigned hereby certifies that each item of information listed on the enclosed Form 1449 was first cited in a communication from a foreign patent office in a counterpart foreign application within three months of filing this statement.

In accordance with 37 C.F.R. §1.98(a)(2), a copy of each document or other information listed on the enclosed Form 1449 is provided.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

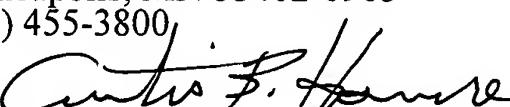
Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 50-3478.

Respectfully submitted,

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By:



Curtis B. Hamre  
Reg. No. 29,165

Dated: June 10, 2005

DPM/CBH/pjk

**52835**  
PATENT TRADEMARK OFFICE

 <b>INFORMATION DISCLOSURE STATEMENT</b> <b>IN AN APPLICATION</b> (Use several sheets if necessary)	<b>Docket Number:</b> <b>10873.882USWO</b>	<b>Application Number:</b> <b>10/089,409</b>
	<b>Applicant:</b> Aikoh, et al.	
	<b>Filing Date:</b> March 28, 2002	<b>Group Art Unit:</b> 2653

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**EXAMINER** \_\_\_\_\_ **DATE CONSIDERED** \_\_\_\_\_

**EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.